IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO. 28/2005

Kailash Bhagat, Convict Prisoner
No.486. Central Jail Aguada, Goa. ..... Petitioner.

V/s.

State of Goa, through the
Chief Secretary and two others. ..... Respondents.

Mrs. Shanti Fonseca, Advocate under Legal Aid Scheme for the petitioner.

Ms. W. Coutinho, Public Prosecutor for the respondents.

CORAM : A.P. LAVANDE &
N.A. BRITTO, JJ.

DATE : 14th March, 2006.

P.C.

Heard Mrs. Shanti Fonseca, the learned Counsel on behalf the petitioner and Ms. W. Coutinho, the learned Public Prosecutor on behalf of the respondents. The grievance of the petitioner that as far as maintenance being carried out is a farce, has been taken care of in another petition filed before the Single Judge.

2. The grievances of the petitioner are of general nature. The petitioner appears to be an HIV- positive and as far as such prisoners are concerned, it has been stated on affidavit, filed on behalf

of the respondents in Criminal Writ Petition No. 65/04 that the prisoners are being provided with proper medication in the Jail on the advice of the Doctors from Goa Medical College and whatever medicines and other nourishments are prescribed, are being provided to such prisoners from time to time.

3. It has been submitted on behalf of the respondents by the learned Public Prosecutor Ms. Coutinho that the petitioner was to surrender to Jail on 27.1.06, but has not surrender till date. We are not required to go into that aspect in this petition. Suffice it to observe that one of the grievances of the petitioner has been met and the other grievances are of a general nature and as far as his treatment is concerned, he is being provided with the same by the Jail Authorities through the Goa Medical College. In the light of the above, nothing survives in the petition and the same is, accordingly, disposed of.

A.P. LAVANDE, J.

N.A. BRITTO, J.

ssm.